

## **PETITION TO ESTABLISH VISITATION RIGHTS**

### **PRO SE WORKSHOP**

This packet contains information needed to file a Petition to Establish Visitation rights when you have not legally been given visitation rights by the Court for your minor child/children.

Before you begin completing the appropriate forms to take legal action, you must review the court file that concerns you and the child (for example the one that named you as the father of the child and/or ordered you to pay child support). You will find this file in the clerk's office of the courthouse that heard your case. You should review **EVERYTHING** in this file and make copies of all the orders and judgments.

You should have one of the following: (1) Final Decree of Divorce, (2) A Judgment Determining Support, or (3) Judgment Approving Stipulated Agreement of Support and Admission of Paternity. Attach a copy to your petition.

Now that you are familiar with your court file, you are ready to file for legal action with the court.

***MAKE SURE TO MAKE COPIES OF THE BLANK FORMS ENCLOSED IN THIS PACKET IN CASE YOU MAKE A MISTAKE.***

### **CHECKLIST**

**YOU SHOULD HAVE THE FOLLOWING DOCUMENTS IN THIS PACKAGE:**

- 1. PETITION TO ESTABLISH VISITATION RIGHTS/PRO-SE WORKSHOP (PAGE 1)**
- 2. IMPORTANT NOTICES (PAGES 2)**
- 3. SAMPLE COVER SHEET & BLANK COVER SHEET (PAGES 3&4)**
- 4. SAMPLE PETITION TO ESTABLISH VISITATION RIGHTS (PAGES 5&6)**
- 5. BLANK PETITION TO ESTABLISH VISITATION RIGHTS (PAGES 7&8)**
- 6. SAMPLE SUMMONS & BLANK SUMMONS (PAGES 9&10)**
- 7. SHERIFF'S RETURN (PAGE 11)**
- 8. INSTRUCTIONS FOR A JUDGEMENT FOR GRANTING VISITATION (PAGE 12)**
- 9. TWO OPTIONS FOR A JUDGEMENT GRANTING VISITATION (PAGE 13)**
- 10. BLANK JUDGEMENT FOR VISITATION (PAGE 14)**
- 11. PAUPER'S OATH (PAGE 15)**

## PETITION TO ESTABLISH VISITATION RIGHTS

### IMPORTANT NOTICES

1. Do not take any of these papers to the departments of human services. The department cannot and will not help you complete these forms or deliver them to the custodial parent for you.
2. You must be on time for the court hearing. Be clean and neatly dressed (church attire is appropriate). Also, do not chew gum or bring your cell phone to court.
3. Be respectful to the judge. Be sure to say “yes sir”. “yes ma’am”, or “your honor” when you speak to the judge. Remember to act appropriately at all times, even if other parties in the case do not. This helps the judge see you as a responsible adult that should be allowed time with your child(ren).
4. This packet will refer to the custodial parent repeatedly throughout. The custodial parent is the person with whom the child(ren) reside.
5. **FEES:** Upon filing your papers with the court clerk you will be charged a filing fee. This amount ranges between \$75 and \$150 as of January 2007 and depends on the court you file in. You will also be charged a service of process fee by the Sheriff’s office. This fee is usually \$35 and must be paid to have the sheriff serve the court papers to the custodial parent. **You cannot serve these papers yourself. These fees must be paid when you file your papers with the court.** If you choose to have a private process server serve these papers for you, you have to find one yourself and they must return a proof of delivery to the chancery court clerk to file with your petition. Private process servers usually charge a minimum of \$40 to serve papers.

*Please contact the court clerk and sheriff to determine the appropriate methods of payment and exact prices.*

If you cannot afford to pay these fees, the clerk may waive them under very specific circumstances. To try to have these fees waived, you must sign the pauper’s oath, found on page 15, stating that you cannot afford to pay such fees. You may sign this sworn statement before the clerk at the courthouse when you go to file your paperwork there.

<b>COVER SHEET</b> <b>Civil Case Filing Form</b> <i>(To be completed by Attorney/Party Prior to Filing of Pleading)</i>		<b>Court Identification Docket #</b> <div style="display: flex; justify-content: space-around;"> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> </div> <div style="display: flex; justify-content: space-around; font-size: small;"> <div>County #</div> <div>Judicial District</div> <div>Court ID (CH, CI, CO)</div> </div> <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> </div> <div style="display: flex; justify-content: space-around; font-size: small;"> <div>Month</div> <div>Date</div> <div>Year</div> </div>			<b>Case Year</b> <div style="display: flex; justify-content: space-around;"> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> </div>		<b>Docket Number</b> <div style="display: flex; justify-content: space-around;"> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> </div> <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> <div style="border: 1px solid black; width: 30px; height: 30px; margin: 2px;"></div> </div>	
Mississippi Supreme Court Administrative Office of Courts		Form AOC/01 (Rev 2009)		<b>This area to be completed by clerk</b>		<b>Case Number if filed prior to 1/1/94</b>		
<b>In the</b> _____		<b>Court of</b> _____		<b>County</b> — _____		<b>Judicial District</b> _____		
<b>Origin of Suit (Place an "X" in one box only)</b>								
<input checked="" type="checkbox"/> Initial Filing		<input type="checkbox"/> Reinstated		<input type="checkbox"/> Foreign Judgment Enrolled		<input type="checkbox"/> Transfer from Other court		
<input type="checkbox"/> Remanded		<input type="checkbox"/> Reopened		<input type="checkbox"/> Joining Suit/Action		<input type="checkbox"/> Appeal		
						<input type="checkbox"/> Other		
<b>Plaintiff - Party(ies) Initially Bringing Suit Should Be Entered First - Enter Additional Plaintiffs on Separate Form</b>								
<b>Individual</b>								
Last Name		First Name		Maiden Name, if applicable		M.I.	Jr/Sr/III/IV	
_____ Check ( x ) if Individual Plaintiff is acting in capacity as Executor(trix) or Administrator(trix) of an Estate, and enter style: Estate of _____								
_____ Check ( x ) if Individual Plaintiff is acting in capacity as Business Owner/Operator (d/b/a) or State Agency, and enter entity: D/B/A or Agency _____								
<b>Business</b>								
_____ Enter legal name of business, corporation, partnership, agency - If Corporation, indicate the state where incorporated								
_____ Check ( x ) if Business Plaintiff is filing suit in the name of an entity other than the above, and enter below: D/B/A _____								
<b>Address of Plaintiff</b> _____								
<b>Attorney (Name &amp; Address)</b> _____						<b>MS Bar No.</b> _____		
_____ Check ( x ) if Individual Filing Initial Pleading is NOT an attorney								
Signature of Individual Filing: <b>YOUR SIGNATURE</b> _____								
<b>Defendant - Name of Defendant - Enter Additional Defendants on Separate Form</b>								
<b>Individual</b>								
Last Name		First Name		Maiden Name, if applicable		M.I.	Jr/Sr/III/IV	
_____ Check ( x ) if Individual Defendant is acting in capacity as Executor(trix) or Administrator(trix) of an Estate, and enter style: Estate of _____								
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<b>Attorney (Name &amp; Address) - If Known</b> _____						<b>MS Bar No.</b> _____		
<b>Damages Sought:</b> Compensatory \$ _____    Punitive \$ _____ <b>Check ( x ) if child support is contemplated as an issue in this suit.*</b> <div style="text-align: right; font-size: x-small;">*If checked, please submit completed Child Support Information Sheet with this Cover Sheet</div>								
<b>Nature of Suit (Place an "X" in one box only)</b>								
Domestic Relations	Business/Commercial	Children/Minors - Non-Domestic	Real Property					
<input type="checkbox"/> Child Custody/Visitation <input type="checkbox"/> Child Support <input type="checkbox"/> Contempt <input type="checkbox"/> Divorce: Fault <input type="checkbox"/> Divorce: Irreconcilable Diff. <input type="checkbox"/> Domestic Abuse <input type="checkbox"/> Emancipation <input type="checkbox"/> Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Property Division <input type="checkbox"/> Separate Maintenance <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> UIFSA (eff 7/1/97; formerly URESA) <input type="checkbox"/> Other _____	<input type="checkbox"/> Accounting (Business) <input type="checkbox"/> Business Dissolution <input type="checkbox"/> Debt Collection <input type="checkbox"/> Employment <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Replevin <input type="checkbox"/> Other _____ <div style="border: 1px solid black; padding: 2px; text-align: center; margin-top: 5px;">Probate</div> <input type="checkbox"/> Accounting (Probate) <input type="checkbox"/> Birth Certificate Correction <input type="checkbox"/> Commitment <input type="checkbox"/> Conservatorship <input type="checkbox"/> Guardianship <input type="checkbox"/> Heirship <input type="checkbox"/> Intestate Estate <input type="checkbox"/> Minor's Settlement <input type="checkbox"/> Muniment of Title <input type="checkbox"/> Name Change <input type="checkbox"/> Testate Estate <input type="checkbox"/> Will Contest <input type="checkbox"/> Other _____	<input type="checkbox"/> Adoption - Contested <input type="checkbox"/> Adoption - Uncontested <input type="checkbox"/> Consent to Abortion Minor <input type="checkbox"/> Removal of Minority <input type="checkbox"/> Other _____ <div style="border: 1px solid black; padding: 2px; text-align: center; margin-top: 5px;">Civil Rights</div> <input type="checkbox"/> Elections <input type="checkbox"/> Expungement <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Post Conviction Relief/Prisoner <input type="checkbox"/> Other _____ <div style="border: 1px solid black; padding: 2px; text-align: center; margin-top: 5px;">Contract</div> <input type="checkbox"/> Breach of Contract <input type="checkbox"/> Installment Contract <input type="checkbox"/> Insurance <input type="checkbox"/> Specific Performance <input type="checkbox"/> Other _____ <div style="border: 1px solid black; padding: 2px; text-align: center; margin-top: 5px;">Statutes/Rules</div> <input type="checkbox"/> Bond Validation <input type="checkbox"/> Civil Forfeiture <input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Injunction or Restraining Order <input type="checkbox"/> Other _____	<input type="checkbox"/> Adverse Possession <input type="checkbox"/> Ejectment <input type="checkbox"/> Eminent Domain <input type="checkbox"/> Eviction <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Lien Assertion <input type="checkbox"/> Partition <input type="checkbox"/> Tax Sale: Confirm/Cancel <input type="checkbox"/> Title Boundary or Easement <input type="checkbox"/> Other _____ <div style="border: 1px solid black; padding: 2px; text-align: center; margin-top: 5px;">Torts</div> <input type="checkbox"/> Bad Faith <input type="checkbox"/> Fraud <input type="checkbox"/> Loss of Consortium <input type="checkbox"/> Malpractice - Legal <input type="checkbox"/> Malpractice - Medical <input type="checkbox"/> Mass Tort <input type="checkbox"/> Negligence - General <input type="checkbox"/> Negligence - Motor Vehicle <input type="checkbox"/> Product Liability <input type="checkbox"/> Subrogation <input type="checkbox"/> Wrongful Death <input type="checkbox"/> Other _____					
<div style="border: 1px solid black; padding: 2px; text-align: center; margin-top: 5px;">Appeals</div> <input type="checkbox"/> Administrative Agency <input type="checkbox"/> County Court <input type="checkbox"/> Hardship Petition (Driver License) <input type="checkbox"/> Justice Court <input type="checkbox"/> MS Dept Employment Security <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other _____								

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Signature of Individual Filing: _____								
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You may complete the fill-in-the-blank petition by printing or typing, but if it is available, please type because it is what the Court prefers.

*You will need to bring the original petition and TWO (2) copies of the petition to the court to be filed. The original will be put in the Court's file. One copy will be attached to the Summons that is served to the custodial parent. The last copy is to keep for your records*

**SAMPLE**

IN THE CHANCERY/COUNTY COURT OF CHILD SUPPORT COUNTY COUNTY, MISSISSIPPI  
FIRST/SECOND JUDICIAL DISTRICT

YOUR NAME

PETITIONER

VS

CIVIL ACTION  
CAUSE NO. \_\_\_\_\_

CUSTODIAL PARENT NAME

RESPONDENT

**PETITION TO ESTABLISH VISITATION RIGHTS**

The Petitioner states his/her claim for establishment of visitation rights with the below reference minor child(ren) as follows:

1. YOUR NAME, hereinafter referred to as the Petitioner, is an adult resident citizen of YOUR COUNTY, County, Mississippi, whose address is YOUR ADDRESS.
2. The Respondent is subject to the jurisdiction of the Court and may be served with a copy of the complaint and summons at 321 FIRST AVENUE, JACKSON, MISSISSIPPI, 39204.
3. The Respondent presently has legal custody of the minor child(ren):  
CHILD'S NAME born DATE OF BIRTH  
CHILD'S NAME born DATE OF BIRTH  
CHILD'S NAME born DATE OF BIRTH
4. Petitioner admits that he is the father of the above referenced minor child(ren) and as such should be granted visitation rights with the minor child(ren).
5. Petitioner is a fit and proper person to have visitation rights with his child(ren).
6. Visitation by the Petitioner is in the best interest of the minor child(ren).

THEREFORE, Petitioner respectfully requests and moves the Court to name the Petitioner as the father of the minor child(ren) and grant Petition general and generous rights of visitation with the minor child(ren).

Respectfully submitted,

**YOUR SIGNATURE**

**YOUR NAME(Print)**, Pro Se Petitioner

**YOUR NAME**

Petitioner (Pro Se)

**YOUR ADDRESS**

**YOUR ADDRESS**

Telephone: **YOUR NUMBER**

STATE OF **MISSISSIPPI**

COUNTY OF **YOUR COUNTY**

This day personally appeared before me, the undersigned authority in and for the county and state aforesaid, within my jurisdiction, and above and within named **YOUR NAME**, who being before me duly sworn, on oath states that he signed executed and delivered the above and foregoing Petition to Establish Visitation Rights on the day and date mentioned therein and for the purposes contained therein, as his free and voluntary act and deed and the facts, things, and matters contained therein, are true and correct therein stated.

SWORN TO THE SUBSCRIBED BEFORE ME this the **CURRENT DATE** day of  
**CURRENT MONTH**, **CURRENT YEAR**.

**NOTARY'S SIGNATURE**

NOTARY PUBLIC

My Commission Expires:

**NOTARY'S STAMP AND SEAL**

***(DO NOT SIGN UNLESS YOU ARE STANDING BEFORE THE NOTARY)***

***IMPORTANT!!***

***BE SURE YOU ATTACH A COPY OF THE CHILD SUPPORT ORDER THAT NAMED YOU THE FATHER TO THE BACK OF THE PETITION***

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY, MISSISSIPPI  
\_\_\_\_\_ JUDICIAL DISTRICT

\_\_\_\_\_

PETITIONER

VS

CIVIL ACTION

CAUSE NO. \_\_\_\_\_

\_\_\_\_\_

RESPONDENT

### PETITION TO ESTABLISH VISITATION RIGHTS

The Petitioner states his/her claim for establishment of visitation rights with the below reference minor child(ren) as follows:

1. \_\_\_\_\_, hereinafter referred to as the Petitioner, is an adult resident citizen of \_\_\_\_\_, County, Mississippi, whose address is \_\_\_\_\_.
2. The Respondent is subject to the jurisdiction of the Court and may be served with a copy of the petition and summons at \_\_\_\_\_.
3. The Respondent presently has legal custody of the minor child(ren):  
\_\_\_\_\_ born \_\_\_\_\_  
\_\_\_\_\_ born \_\_\_\_\_  
\_\_\_\_\_ born \_\_\_\_\_
4. Petitioner admits that he is the father of the above referenced minor child(ren) and as such should be granted visitation rights with the minor child(ren).
5. Petitioner is a fit and proper person to have visitation rights with his child(ren).
6. Visitation by the Petitioner is in the best interest of the minor child(ren).

THEREFORE, Petitioner respectfully requests and moves the Court to name the Petitioner as the father of the minor child(ren) and grant Petition general and generous rights of visitation with the minor child(ren).

Respectfully submitted,

\_\_\_\_\_  
**SIGNATURE**

\_\_\_\_\_, Pro Se Petitioner  
**PRINT**

\_\_\_\_\_  
***Petitioner Pro-se***

\_\_\_\_\_  
Telephone: \_\_\_\_\_

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

This day personally appeared before me, the undersigned authority in and for the county and state aforesaid, with in my jurisdiction, and above and within named \_\_\_\_\_, who being before me duly sworn, on oath states that he signed executed and delivered the above and foregoing Petition to Establish Visitation Rights on the day and date mentioned therein and for the purposes contained therein, as his free and voluntary act and deed and the facts, things, and matters contained therein, are true and correct therein stated.

SWORN TO THE SUBSCRIBED BEFORE ME this the \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:



## **SAMPLE**

IN THE CHANCERY/COUNTY COURT OF NAME OF COUNTY COUNTY, MISSISSIPPI  
FIRST/SECOND JUDICIAL DISTRICT

YOUR NAME

PETITIONER

VS

CIVIL ACTION  
CAUSE NO. G2008-123

CUSTODIAL PARENT NAME

RESPONDENT

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### SUMMONS

THE STATE OF MISSISSIPPI

TO: CUSTODIAL PARENT  
HOME ADDRESS  
CITY, STATE ZIP

TO: CUSTODIAL PARENT  
WORK ADDRESS  
CITY, STATE ZIP

THE LEGAL PLEADINGS WHICH ARE ATTACHED TO THIS SUMMONS ARE IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

YOU ARE SUMMONED TO APPEAR AT TIME O'CLOCK AM/PM ON DAY OF WEEK THE DATE OF MONTH DAY OF MONTH, YEAR IN THE COUNTY NAME COUNTY CHANCERY/COUNTY COURTHOUSE BEFORE HON. NAME OF JUDGE LOCATED AT ADDRESS OF COURTHOUSE, IN THE CITY OF NAME OF CITY, MISSISSIPPI IF YOU FAIL TO APPEAR AND DEFEND YOURSELF A JUDGMENT WILL BE ENTERED AGAINST YOU OR THE MONEY OR OTHER RELIEF DEMANDED IN THE PLEADINGS ATTACHED HERETO.

YOU ARE NOT REQUIRED TO FILE AN ANSWER OR OTHER RESPONSIVE PLEADING BUT YOU MAY DO SO IF YOU DESIRE.

\_\_\_\_\_  
CLERK OF THE \_\_\_\_\_ COURT  
OF \_\_\_\_\_ COUNTY, MISSISSIPPI  
BY: \_\_\_\_\_, D.C.

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY, MISSISSIPPI  
\_\_\_\_\_ JUDICIAL DISTRICT

VS

\_\_\_\_\_  
PETITIONER

CIVIL ACTION  
CAUSE NO. \_\_\_\_\_

\_\_\_\_\_  
RESPONDENT

---

SUMMONS

THE STATE OF MISSISSIPPI

TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THE LEGAL PLEADINGS WHICH ARE ATTACHED TO THIS SUMMONS ARE IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

YOU ARE SUMMONED TO APPEAR AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ ON \_\_\_\_\_ THE \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_ IN THE \_\_\_\_\_ COUNTY COURTHOUSE BEFORE HONORABLE \_\_\_\_\_ LOCATED AT \_\_\_\_\_, IN THE CITY OF \_\_\_\_\_, MISSISSIPPI. IF YOU FAIL TO APPEAR AND DEFEND YOURSELF A JUDGMENT WILL BE ENTERED AGAINST YOU OR THE MONEY OR OTHER RELIEF DEMANDED IN THE PLEADINGS ATTACHED HERETO.

YOU ARE NOT REQUIRED TO FILE AN ANSWER OR OTHER RESPONSIVE PLEADING BUT YOU MAY DO SO IF YOU DESIRE.

ISSUED UNDER MY HAND AND SEAL OR COURT, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
CLERK OF THE \_\_\_\_\_ COURT  
OF \_\_\_\_\_ COUNTY, MISSISSIPPI  
BY: \_\_\_\_\_, D.C.

SHERIFF'S RETURN

STATE OF MISSISSIPPI  
COUNTY OF \_\_\_\_\_

( \_\_\_\_\_ ) PERSONALLY DELIVERED COPIES OF THE SUMMONS AND PETITION ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_ TO \_\_\_\_\_ IN THE \_\_\_\_\_ COUNTY OF \_\_\_\_\_.

( \_\_\_\_\_ ) AFTER EXERCISING REASONABLE DILIGENCE I WAS ABLE TO DELIVER COPIES OF THE SUMMONS AND PETITION TO \_\_\_\_\_ WITHIN \_\_\_\_\_ COUNTY, MISSISSIPPI. I SERVED THE SUMMONS AND PETITION ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_ AT THE USUAL PLACE OF THE ABODE OR EMPLOYMENT OF SAID, BY LEAVING A TRUE COPY OF THE SUMMONS AND COMPLAINT WITH \_\_\_\_\_, WHO IS THE \_\_\_\_\_ ( FAMILY MEMBER OR EMPLOYMENT SUPERVISOR), AS THE CASE MAY BE), ABOVE THE AGE OF SIXTEEN YEARS AND WILLING TO RECEIVE THE SUMMONS AND COMPLAINT. THEREAFTER, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_, I MAILED (BY FIRST CLASS MAIL, POSTAGE PREPAID) COPIES TO THE PERSON SERVED AT THE DEFENDANT'S USUAL PLACE OF ABODE OR EMPLOYMENT ,WHERE THE COPIES WERE LEFT.

( \_\_\_\_\_ ) I WAS UNABLE TO SERVE THE SUMMONS AND PETITION BECAUSE

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, MISSISSIPPI.

BY: \_\_\_\_\_  
DEPUTY SHERIFF

**IF THE COPY OF THE SUMMONS AND PETITION ARE NOT DELIVERED TO THE RESPONDENT AS PER THIS SUMMONS' INSTRUCTIONS ON RESIDENTIAL AND EMPLOYMENT SERVICE, THE CASE CANNOT BE HEARD ON THAT DAY.**

### **INSTRUCTIONS FOR A JUDGMENT GRANTING VISITATIONS**

If you are able to properly serve the custodial parent and the Court hears your case an order will likely be given by the Court. This document is what must be completed for the order to be entered and enforceable.

You **must fill out** the Heading of The Judgment exactly the same as the Heading for the Petition.

You **must sign** the Judgment at the bottom under where it says "Prepared by." On the line under that, please print your name exactly as it appears in the heading.

The Judge will be able to complete the rest of the order for you.

**Once the Judge signs the order have it filed with the court clerk.**

Attached to this packet are two different sample judgments, present both to the judge.

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY, MISSISSIPPI  
\_\_\_\_\_ JUDICIAL DISTRICT

\_\_\_\_\_

PETITIONER

VS

CIVIL ACTION

CAUSE NO. \_\_\_\_\_

\_\_\_\_\_

RESPONDENT

### JUDGMENT GRANTING VISITATION

This cause came on to be heard on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_. The Court  
Having jurisdiction over the parties and subject matter, FINDS, RULES, and ADJUDGES.

1. The Court finds that the Petitioner is the parent of the following named child(ren):

\_\_\_\_\_ born \_\_\_\_\_

\_\_\_\_\_ born \_\_\_\_\_

\_\_\_\_\_ born \_\_\_\_\_

The Petitioner is a fit and proper person to have visitation rights with the minor child(ren) and it is in the  
best interest of the child(ren) that visitation be granted.

2. Therefore the Court grants the Petitioner general and reasonable visitation rights with the child(ren) as set  
forth in the standard visitation schedule which is attached hereto and incorporated herein by reference.
3. The Respondent is ordered to comply with provisions of this Judgment and allow the visitation as set forth  
herein.

SO ORDERED AND ADJUDGED THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
CHANCELLOR

PREPARED BY:

\_\_\_\_\_  
PRO SE PETITIONER

\_\_\_\_\_

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY, MISSISSIPPI  
\_\_\_\_\_ JUDICIAL DISTRICT

\_\_\_\_\_

PETITIONER

VS

CIVIL ACTION

CAUSE NO. \_\_\_\_\_

\_\_\_\_\_

RESPONDENT

### JUDGMENT GRANTING VISITATION

This cause came on to be heard on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_. The Court  
Having jurisdiction over the parties and subject matter, FINDS, RULES, and ADJUDGES.

1. The Court finds that the Petitioner is the parent of the following named child(ren):

\_\_\_\_\_ born \_\_\_\_\_

\_\_\_\_\_ born \_\_\_\_\_

\_\_\_\_\_ born \_\_\_\_\_

The Petitioner is a fit and proper person to have visitation rights with the minor child(ren) and it is in the  
best interest of the child(ren) that visitation be granted.

2. Therefore the Court grants the Petitioner general and reasonable visitation rights as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. The Respondent is ordered to comply with provisions of this Judgment and allow the visitation as set forth  
herein.

SO ORDERED AND ADJUDGED THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
CHANCELLOR

PREPARED BY:

\_\_\_\_\_  
PRO SE PETITIONER

\_\_\_\_\_

PAUPER'S OATH

STATE OF MISSISSIPPI  
COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_, do solemnly swear that I am a citizen of the State of Mississippi, and because of my poverty, I am not able to pay to costs or give security for the same in the suit \_\_\_\_\_ which I have this day filed, and that to the best of my belief, I am entitled to the redress which I seek by such suit.

WITNESS MY SIGNATURE this the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Petitioner

N.B. pursuant of Section 6906-03 as amended by Senate Bill No. 1519, laws of 1971

STATE OF MISSISSIPPI  
COUNTY OF \_\_\_\_\_

Personally appeared before me, the undersigned authority in and for the aforesaid county and state, \_\_\_\_\_, who acknowledged that she/he signed and delivered the foregoing instruction on the day and year shown and for the purposes therein expressed.

GIVEN UNDER MY HAND AND SEAL the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

IN THE CHANCERY COURT OF \_\_\_\_\_ COUNTY, MISSISSIPPI

PLANTIFF(S) / PETITIONER(S)

VS.

CIVIL ACTION NUMBER \_\_\_\_\_

DEFENDANT(S) / RESPONDENT(S)

---

**FIAT**

This civil action is set for hearing in accordance with MRCP Rule 81(d) on the Compliant or Petition \_\_\_\_\_ on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_, at \_\_\_\_ o'clock, a.m., in the Chancery Courtroom of the \_\_\_\_\_ County Courthouse/ Chancery Building in \_\_\_\_\_, Mississippi.

Defendant(s) / Respondent(s) (is/are) not required to file an Answer or responsive pleading but may do so if (he/she/they) desire(s). Any financial documents required by Rule 8.05 of the Uniform Chancery Court Rules shall be mailed to counsel the opposing party no later than three days before the hearing.

Process accordance with this Fiat shall issue for the Defendant(s) / Respondent(s).

**SO ORDERED AND ADJUDGED**, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
**CHANCELLOR**

OR

BY: \_\_\_\_\_

**C.C.A.**



NAMES OF ALL THE ATTORNEYS INVOLVED:

\_\_\_\_\_

ATTORNEY FOR \_\_\_\_\_

TELEPHONE –

FACSIMILE –

\_\_\_\_\_

ATTORNEY FOR \_\_\_\_\_

TELEPHONE –

FACSMILE –